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**PROPOSED ACTION ON
REGULATIONS**

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**TITLE 2. FAIR POLITICAL
PRACTICES COMMISSION**

NOTICE IS HEREBY GIVEN that the Fair Political Practices Commission, pursuant to the authority vested in it by Sections 82011, 87303, and 87304 of the Government Code to review proposed conflict-of-interest codes, will review the proposed/amended conflict-of-interest codes of the following:

CONFLICT-OF-INTEREST CODES

ADOPTION

STATE AGENCY: Department of Business Oversight

AMENDMENT

STATE AGENCY: Department of Conservation

MULTI-COUNTY: Redwood Empire Schools' Insurance Group

A written comment period has been established commencing on February 5, 2016, and closing on March 21, 2016. Written comments should be directed to the Fair Political Practices Commission, Attention Ivy Branan, 428 J Street, Suite 620, Sacramento, California 95814.

At the end of the 45-day comment period, the proposed conflict-of-interest code(s) will be submitted to the Commission's Executive Director for her review, unless any interested person or his or her duly authorized representative requests, no later than 15 days prior to the close of the written comment period, a public hearing before the full Commission. If a public hearing is requested, the proposed code(s) will be submitted to the Commission for review.

The Executive Director of the Commission will review the above-referenced conflict-of-interest code(s), proposed pursuant to Government Code Section 87300, which designate, pursuant to Government Code Section 87302, employees who must disclose certain investments, interests in real property and income.

The Executive Director of the Commission, upon her or its own motion or at the request of any interested person, will approve, or revise and approve, or return the proposed code(s) to the agency for revision and re-submission within 60 days without further notice.

Any interested person may present statements, arguments or comments, in writing to the Executive Director of the Commission, relative to review of the proposed conflict-of-interest code(s). Any written comments must be received no later than March 21, 2016. If a public hearing is to be held, oral comments may be presented to the Commission at the hearing.

COST TO LOCAL AGENCIES

There shall be no reimbursement for any new or increased costs to local government which may result from compliance with these codes because these are not new programs mandated on local agencies by the codes since the requirements described herein were mandated by the Political Reform Act of 1974. Therefore, they are not "costs mandated by the state" as defined in Government Code Section 17514.

**EFFECT ON HOUSING COSTS
AND BUSINESSES**

Compliance with the codes has no potential effect on housing costs or on private persons, businesses or small businesses.

AUTHORITY

Government Code Sections 82011, 87303 and 87304 provide that the Fair Political Practices Commission as the code-reviewing body for the above conflict-of-interest codes shall approve codes as submitted, revise the proposed code and approve it as revised, or return the proposed code for revision and re-submission.

REFERENCE

Government Code Sections 87300 and 87306 provide that agencies shall adopt and promulgate conflict-of-interest codes pursuant to the Political Reform Act and amend their codes when change is necessitated by changed circumstances.

CONTACT

Any inquiries concerning the proposed conflict-of-interest code(s) should be made to Ivy Branan, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

**AVAILABILITY OF PROPOSED
CONFLICT-OF-INTEREST CODES**

Copies of the proposed conflict-of-interest codes may be obtained from the Commission offices or the respective agency. Requests for copies from the Commission should be made to Ivy Branaman, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

TITLE 2. STATE LANDS COMMISSION

**DIVISION 3. STATE PROPERTY OPERATIONS
CHAPTER 1.**

**ARTICLE 4.9. MARINE INVASIVE SPECIES
ACT ENFORCEMENT AND
HEARING PROCESS**

The California State Lands Commission (Commission) will decide whether to adopt the regulations described below after considering all comments, objections, or recommendations regarding the proposed action.

PROPOSED REGULATORY ACTION

The Commission proposes to adopt Article 4.9 within Title 2, Division 3, Chapter 1 of the California Code of Regulations. The sections within this Article would govern the enforcement and hearing process for imposing administrative civil penalties for violations of the Marine Invasive Species Act (the Act) as authorized by section 71216 of the Public Resources Code (PRC).

Specifically, the proposed regulatory action will:

- Adopt section 2299.01 to define the purpose and applicability for the provisions of Article 4.9;
- Adopt section 2299.02 to define specific terms to provide clarity for the provisions of Article 4.9;
- Adopt section 2299.03 to establish the classes of violations based on requirements of the Act and its associated regulations;
- Adopt section 2299.04 to establish the administrative penalties associated with each violation class;
- Adopt section 2299.05 to establish the preliminary actions to be taken by the Executive Officer prior to pursuing any enforcement actions;

- Adopt section 2299.06 to establish the specific laws for which penalties can be assessed and establish the codified procedures for pursuing those penalties;
- Adopt section 2299.07 to establish the procedures to be taken by the Executive Officer if, after the preliminary actions, a violation has been found to occur and a complaint is issued;
- Adopt section 2299.08 to establish the procedures for the cited party to submit a notice of defense, if chosen; and
- Adopt section 2299.09 to establish the procedures for a hearing, should a notice of defense be submitted by the cited party.

The proposed regulatory actions are in accordance with the authority granted by PRC section 71216.

WRITTEN COMMENT PERIOD

Any interested person or his or her authorized representative may submit written comments relevant to the proposed regulatory action to the Commission. The written comment period closes at 5:00 p.m. on March 23, 2016. The Commission must receive all written comments by that time. Submit written comments to:

Ravindra Varma
Supervisor, Planning Branch
California State Lands Commission
Marine Facilities Division
200 Oceangate, Suite 900
Long Beach, CA 90802

Written comments may also be submitted by facsimile to (562) 499-6317 or by email to CSLC.MFDRegulations@slc.ca.gov. All written comments submitted via e-mail must include “**Article 4.9 Comments**” in the subject line of the e-mail.

PUBLIC HEARING

Commission staff has scheduled a public hearing on this proposed action. The hearing will be held on March 23, 2016, at 10:00 a.m. The location of the hearing is:

Port of Long Beach
Board Room
4801 Airport Plaza Drive
Long Beach, CA 90815

The Port of Long Beach is accessible for persons with disabilities. At the hearing, any person may present oral or written statements or arguments relevant to the proposed action. Commission staff requests, but does not

require, that persons who make oral comments at the hearing also submit a written copy of their testimony. The public hearing will conclude once all who are present and wish to speak have had an opportunity to speak.

AUTHORITY AND REFERENCE

Authority: Pursuant to section 71201(d) of the PRC, the purpose of the Act is to move the State expeditiously towards elimination of the discharge of nonindigenous species (NIS) into waters of the State. PRC sections 71203 through 71207 establish ballast water management requirements, give the Commission the authority to adopt regulations for the management of biofouling, and establish ballast water and biofouling reporting requirements for vessels arriving at a California port or place. PRC section 71201.7 provides the Commission with the authority to adopt regulations as necessary to implement the Act.

Reference: The proposed regulations would implement, interpret, and make specific PRC section 71216 authorizing enforcement of civil penalties for violations of the Act.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

The purpose of this Article is to establish an administrative enforcement process for violations of the Marine Invasive Species Act (Act). Article 4.9 establishes policies and procedures the Executive Officer of the California State Lands Commission shall undertake in assessing administrative civil penalties as allowed by section 71216 of the Public Resources Code.

Public Resources Code (PRC) section 71201(d) declares that the purpose of the Act (PRC section 71200 *et seq.*) is to move the state expeditiously toward elimination of the discharge of nonindigenous species (NIS) into the waters of the State or into waters that may impact the waters of the State. PRC section 71201.7 provides authority for the Commission to adopt regulations. To that end, the Commission has adopted Articles 4.5, 4.6, 4.7, and 4.8 (Title 2, CCR). These regulations comprehensively regulate both operational (i.e., ballast water and vessel biofouling management) and administrative (i.e., reporting and recordkeeping) aspects of vessel operations in order to reduce the risk of NIS introduction into state waters.

If a person intentionally or negligently fails to comply with any of the provisions of the Act, PRC section 71216 authorizes the Commission to assess administrative civil penalties in an amount not exceeding twenty-seven thousand five hundred dollars (\$27,500) per violation per day. This proposed action would imple-

ment procedures for assessing these penalties and make specific the provisions of PRC section 71216. This proposed action will help the State achieve the purpose of the Act by deterring non-compliance using an administrative civil penalty mechanism.

Although compliance with the Act and associated regulations by the regulated community is high, every noncompliant ballast water discharge and vessel with unmanaged biofouling poses the threat of introducing NIS and risks harming California's coastal environment, coastal economy, and public health. Commission staff has determined a transparent and consistent process for assessing penalties will enhance compliance by providing tools to enforce the provisions of the Act. Reducing instances of noncompliant discharge will greatly help protect the waters of the state from NIS impacts.

The objectives of this rulemaking are: 1) to inform the regulated community about the monetary penalties associated with non-compliance; 2) to apply an administrative civil penalty process in a consistent way, allowing parties to forecast each step; and, 3) to provide flexibility by allowing quick resolution of violations.

To achieve the first objective, this proposed action identifies classes of violations tied to specific vessel operational and administrative requirements. Violations of ballast water exchange and biofouling management requirements are Class 1 violations. Class 1 violations are further divided into subclasses based on the distance from land an improper ballast water exchange occurs, or whether an exchange occurred at all. Class 1 violations for failure to properly manage biofouling are divided into subclasses based on the previous number of violations the vessel has received since its most recent scheduled drydocking. Class 2 and Class 3 violations are associated with a vessel's ballast water and biofouling recordkeeping and reporting requirements. All violation classes and subclasses correspond to maximum monetary penalty amounts. Through this mechanism, a responsible party can identify the potential monetary liability for a specific violation of the Act or its associated regulations.

This proposed rulemaking achieves the second objective by codifying the Commission's process before and after initiating an enforcement action and the procedures all parties must follow. This proposed rulemaking identifies when potential violations require a warning or a pre-enforcement process between the Commission and cited party followed by enforcement proceedings under the Administrative Procedure Act. These procedures will help ensure that administrative civil penalties, when sought, are prosecuted in a consistent manner pursuant to steps codified and referenced in this proposed action.

Finally, the third objective of the proposed action provides flexibility in resolving violations by requiring

warnings for certain first-time violations, a pre-enforcement meeting between the Commission's Executive Officer and cited party in order to discuss the violation or potential violation, and authority to settle the violation prior to initiating an enforcement action.

The Commission evaluated whether there were any other regulations on this matter and has found that these are the only regulations concerning the process for assessing administrative penalties. Therefore, the proposed regulations are neither inconsistent nor incompatible with existing state regulations.

DETERMINATION ON MAJOR REGULATION DESIGNATION

The Commission has determined that this proposed regulatory action is not a major regulation, as defined by Government Code section 11342.548. This proposed action establishes a specific process for assessing and enforcing administrative penalties authorized under the Act. Any costs associated with this proposed regulation would be from penalties assessed due to violations of existing law and from the additional staff time needed to process the violations. The regulated community has been obligated to comply with the statutes and regulations of the Marine Invasive Species Program (MISP) since 2000.

DIFFERENCES FROM FEDERAL REGULATIONS

This proposed action is promulgated pursuant to PRC section 71216. Although the federal government regulates ballast water management, the Commission is proposing these regulations under separate state authority granted by the California Legislature. This proposed action will implement an administrative civil penalty procedure to assist in enforcing existing state laws and regulations. Because this proposed action applies to the function of state law, no duplication or conflict with federal regulations are expected.

DISCLOSURES REGARDING THE PROPOSED ACTION

Commission staff, acting on behalf of the Commission, has made the following determinations:

LOCAL MANDATE

Commission staff has determined that this proposed regulatory action does not impose any mandates on local agencies or school districts.

FISCAL IMPACTS

Commission staff has determined that this proposed regulatory action imposes no mandates or costs requiring state reimbursement to any local agency or school district pursuant to Government Code sections 17500 *et seq.* No other non-discretionary costs or savings imposed on local agencies are anticipated.

Commission staff determined that certain costs may accrue to the Commission as a result of this proposed action. These costs are included in the state form STD. 399 and discussed in the Economic Assumption sheet included as part of the rulemaking record. No costs or savings are anticipated for any other state agency from this proposed action.

Commission staff has determined that this proposed action will have no impact on costs or savings in federal funding to the State.

HOUSING COSTS

Commission staff has determined that this proposed action will have no impact on housing costs.

STATEMENT REGARDING ADVERSE ECONOMIC IMPACTS DIRECTLY AFFECTING BUSINESSES, INCLUDING ABILITY TO COMPETE

Commission staff has determined that the proposed regulations will have no significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

STATEMENT OF THE RESULTS OF THE ECONOMIC IMPACT ASSESSMENT

Through the Economic Impact Assessment, Commission staff has determined that the proposed regulations:

- (1) will have no impact upon the creation or elimination of jobs within the State of California;
- (2) will have no impact upon the creation or elimination of existing businesses within the State of California;
- (3) will have no impact upon the expansion of businesses currently doing business within the State of California; and
- (4) will have no impact upon worker safety within the State of California.

Commission staff has determined that the proposed regulations will benefit:

- (1) the state's environment by:

- potentially increasing compliance with pre-existing law thereby reducing significantly the risk of NIS introduction into California waters;
- reducing the likelihood of future environmental, human health, and economic impacts resulting from the introduction and establishment of new NIS.

The proposed regulations meet the purpose of the Marine Invasive Species Act (Public Resources Code section 71201(d)): “. . .to move the State expeditiously toward elimination of the discharge of nonindigenous species into the waters of the state. . .”

- (2) the health and welfare of California residents by ensuring that vessels operating within California comply with the provision of the Act. This will reduce the risk of vessel-mediated introductions of:

- pathogens and parasites; and
- harmful nonindigenous species (e.g. harmful algal blooms and toxic diatoms)

The health and welfare of California residents will benefit significantly from the adoption and implementation of the proposed regulations.

COST IMPACTS ON REPRESENTATIVE PERSONS OR BUSINESSES

Any costs associated with the proposed regulation stem from existing law. The regulated community has been obligated to comply with the statutes and regulations of the MISP since 2000. This proposed regulation simply defines a specific process for assessing penalties and conducting an administrative civil hearing process authorized under the Act.

SMALL BUSINESS DETERMINATION

The Commission finds that the adoption of this proposed action will not have a significant adverse economic impact on small businesses. Any costs stem from violations of existing provisions of the Act. The proposed regulations outline the processes and procedures for assessing and enforcing administrative penalties under the Act and its associated regulations. Continued compliance with the Act and regulations will add no economic burden to small businesses.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code section 11346.5(a)(13), the Commission must determine that

no reasonable alternative it considered or that has otherwise been identified and brought to its attention would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law. The Commission invites interested persons to submit comments on potential alternatives to the proposed regulations during the written comment period.

CONTACT PERSONS

Direct inquiries concerning the substance of the proposed regulation to:

Christopher Brown
Senior Environmental Scientist
California State Lands Commission
Marine Facilities Division
100 Howe Avenue, Suite 100 South
Sacramento, CA 95825-8202
Telephone: (916) 574-0236
Facsimile: (916) 574-1950
Email: CSLC.MFDRegulations@slc.ca.gov

or:

Joseph Fabel
Staff Attorney
California State Lands Commission
100 Howe Avenue, Suite 100 South
Sacramento, CA 95825-8202
Telephone: (916) 574-0964
Facsimile: (916) 574-1855
Email: CSLC.MFDRegulations@slc.ca.gov

Requests for copies of the proposed text of the regulations, the initial statement of reasons, the modified text of the regulations, if any, or other information upon which the rulemaking is based should be directed to:

Ravindra Varma
Supervisor, Planning Branch
California State Lands Commission
Marine Facilities Division
200 Oceangate, Suite 900
Long Beach, CA 90802-4335
Telephone: (562) 499-6400
Facsimile: (562) 499-6317
CSLC.MFDRegulations@slc.ca.gov

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

Commission staff will have the entire rulemaking file available for inspection and copying throughout the ru-

lemaking process at its Sacramento and Long Beach offices listed above. As of the date this notice is published in the Notice Register, the rulemaking file consists of this notice, the proposed text of the regulations, the initial statement of reasons, including the economic impact assessment, and relevant sources of information upon which the proposed rulemaking is based. Interested parties may obtain copies of any of the aforementioned files by contacting Ravindra Varma as listed above, or by visiting the website listed below.

AVAILABILITY OF CHANGED OR MODIFIED TEXT OF ORIGINALLY PROPOSED REGULATIONS

After considering all timely and relevant comments, the Commission may adopt the proposed regulations substantially as described in this notice. If Commission staff makes any substantial and sufficiently related modifications to the proposed text, the modified text with changes clearly indicated will be available to the public for at least fifteen days prior to the date that the Commission considers adopting the regulations. Interested parties shall send requests for copies of any modified regulations to the attention of Ravindra Varma at the address indicated above. The Commission will accept written comments on the modified regulations for fifteen days after the date that they are available.

AVAILABILITY OF THE FINAL STATEMENT OF REASONS

Upon its completion, interested parties may obtain a copy of the Final Statement of Reasons by contacting Ravindra Varma at the address, telephone number, or email address listed above or by accessing the website listed below.

AVAILABILITY OF DOCUMENTS ON THE INTERNET

Copies of the notice of proposed rulemaking, the initial statement of reasons, the proposed text of regulations, the economic impact assessment, relevant documents, and any future changes or modifications to the proposed text can be accessed through our website at: <http://www.slc.ca.gov/>.

TITLE 3. DEPARTMENT OF FOOD AND AGRICULTURE

The Department of Food and Agriculture (Department) amended subsection 3435(b) of the regulations in Title 3 of the California Code of Regulations pertaining

to Asian Citrus Psyllid (ACP) Interior Quarantine as an emergency action which was effective on December 14, 2015. The Department proposes to continue the regulation as amended and to complete the amendment process by submission of a Certificate of Compliance no later than June 13, 2016.

This notice is being provided to be in compliance with Government Code Section 11346.4.

PUBLIC HEARING

A public hearing is not scheduled. A public hearing will be held if any interested person, or his or her duly authorized representative, submits a written request for a public hearing to the Department no later than 15 days prior to the close of the written comment period.

WRITTEN COMMENT PERIOD

Any interested person or his or her authorized representative may submit written comments relevant to the proposed amendment to the Department. Comments may be submitted by mail, facsimile (FAX) at 916.654.1018 or by email to Sara.Khalid@cdfa.ca.gov. The written comment period closes at 5:00 p.m. on March 21, 2016. The Department will consider only comments received at the Department offices by that time. Submit comments to:

Sara Khalid
Department of Food and Agriculture
Plant Health and Pest Prevention Services
1220 N Street
Sacramento, CA 95814
Sara.Khalid@cdfa.ca.gov
916.654.1017
916.654.1018 (FAX)

Following the public hearing if one is requested, or following the written comment period if no public hearing is requested, the Department, at its own motion, or at the instance of any interested person, may adopt the proposal substantially as set forth without further notice.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Existing law provides that the Secretary is obligated to investigate the existence of any pest that is not generally distributed within this state and determine the probability of its spread and the feasibility of its control or eradication (FAC 5321).

Existing law also provides that the Secretary may establish, maintain and enforce quarantine, eradication and other such regulations as she deems necessary to

protect the agricultural industry from the introduction and spread of pests (FAC Sections 401, 403, 407 and 5322).

Anticipated Benefits from This Regulatory Action

Existing law, FAC Section 403, provides that the department shall prevent the introduction and spread of injurious insect or animal pests, plant diseases, and noxious weeds.

Existing law, FAC Section 407, provides that the Secretary may adopt such regulations as are reasonably necessary to carry out the provisions of this code that she is directed or authorized to administer or enforce.

Existing law, FAC Section 5321, provides that the Secretary is obligated to investigate the existence of any pest that is not generally distributed within this State and determine the probability of its spread, and the feasibility of its control or eradication.

Existing law, FAC Section 5322, provides that the Secretary may establish, maintain, and enforce quarantine, eradication, and such other regulations as are in her opinion necessary to circumscribe and exterminate or prevent the spread of any pest which is described in FAC Section 5321.

The existing law obligates the Secretary to investigate and determine the feasibility of controlling or eradicating pests of limited distribution but establishes discretion with regard to the establishment and maintenance of regulations to achieve this goal. This amendment provides the necessary regulatory authority to prevent the artificial spread of a serious insect pest which is a mandated statutory goal.

The amendment of this regulation benefits the citrus industries (nurseries, fruit growers, wholesalers, retailers, exporters) and the environment by having a quarantine program to prevent the artificial spread of ACP over long distances. Almost all of the commercial citrus fruit and nursery stock production is located outside this proposed quarantine boundary area.

The national and international consumers of California citrus benefit by having high-quality fruit available at lower cost. It is assumed that any increases in production costs will ultimately be passed on to the consumer.

The amendment of this regulation benefits homeowners who grow citrus for consumption and host material which is planted as ornamentals in various rural and urban landscapes.

FAC Section 401.5 states, "the department shall seek to protect the general welfare and economy of the state and seek to maintain the economic well-being of agriculturally dependent rural communities in this state." The amendment of this regulation is preventing the artificial spread of ACP to uninfested areas of the State.

Huanglongbing (HLB) is generally distributed in Florida due to ACP being generally distributed there.

The University of Florida Institute of Food and Agricultural Sciences Extension calculated and compared the impact of having and not having HLB present in Florida and concluded HLB had a total impact of \$3.64 billion and eliminated seven percent of the total Florida workforce. The overall California economy benefits by the amendment of this regulation which is intended to prevent ACP from becoming generally distributed in California and resulting in a similar effect on our economy as to what happened in Florida. This is now critical as HLB has been introduced into California.

There is no existing, comparable federal regulation or statute regulating the intrastate movement.

The Department considered any other possible related regulations in this area, and we find that these are the only regulations dealing in this subject area, and the only State agency that can implement plant quarantines. As required by Government Code Section 11346.5(a)(3)(D), the Department has conducted an evaluation of this regulation and has determined that it is not inconsistent or incompatible with existing state regulations.

AMENDED TEXT

This regular rulemaking action expanded the quarantine area for ACP in Kern County by approximately 28 square miles. The effect of the amendment of this regulation is to provide authority for the State to perform quarantine activities against ACP within this additional area. The total area which would be under regulation is now approximately 52,795 square miles.

DISCLOSURES REGARDING THE PROPOSED ACTION

The Department has made the following initial determinations:

Mandate on local agencies and school districts: None.
Cost or savings to any state agency: None.

Cost to any local agency or school district which must be reimbursed in accordance with Government Code Sections 17500 through 17630: None and no nondiscretionary costs or savings to local agencies or school districts.

Cost or savings in federal funding to the state: None.

The Department has made an initial determination that there will be no significant, statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

Cost impacts on a representative private person or business: Most businesses will not be affected. There are zero citrus production nurseries in the affected area

that will be impacted. There are zero retail nurseries in the affected area. There are four citrus growers in the proposed area. There is no additional cost to growers who take their fruit to a packinghouse inside the current quarantine area. Growers choosing a packinghouse outside the quarantine area have three options: 1. Conduct pre-harvest treatments with an approved pesticide while fruit is still on the trees; 2. Field-clean the fruit to remove leaves and stems during harvest; 3. Send the fruit to a packinghouse within the quarantine area to be cleaned. Pre-harvest treatments cost growers approximately \$60 per acre and the fruit is required to be covered with a tarp while in transit. Tarps range in price from \$2,500–\$3,000 apiece. Field-cleaning the fruit will cost the grower approximately \$150–\$320 per acre depending on the citrus variety. Field-cleaned fruit does not require a tarp for transport and can be moved within or from the quarantined area. Cleaning at a packinghouse within the quarantine area will cost the grower approximately \$300–\$400 per acre, and the fruit must remain within the quarantine area, although the loads do not need to be covered with a tarp. There are zero citrus packinghouses located within this quarantine area.

Based on the preceding above information, it was determined that due to the amendment of Section 3435(b), the agency is not aware of any cost impact on a representative business or private person. For the vast majority of businesses within the regulated area, no additional costs will be incurred.

Small Business Determination

The Department has determined that the proposed regulations may affect small business.

Significant effect on housing costs: None.

Results of the Economic Impact Analysis

Amendment of these regulations will not:

- (1) Create or eliminate jobs within California;
- (2) Create new businesses or eliminate existing businesses within California; or
- (3) Affect the expansion of businesses currently doing business within California.

The Department is not aware of any specific benefits the amendment of this regulation will have on worker safety or the health of California residents. The Department believes the amendment of this regulation benefits the welfare of California residents by protecting the economic health of the entire citrus industry. In 2010 the estimated value was \$2.1 billion for citrus fruit and \$28.5 million for citrus nursery stock without all the upstream buyers and downstream retailers included (*Reference: John Gilstrap of California Citrus Nursery Board for citrus nursery stock value and USDA–National Agricultural Statistics Service 2010 data for citrus fruit*). This is a needed source of revenue for the

State's economic health and this amendment will help protect this source of revenue.

ALTERNATIVES CONSIDERED

The Department must determine that no reasonable alternative it considered to the regulation or that has otherwise been identified and brought to its attention would either be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law than the proposal described in this Notice.

AUTHORITY

The Department proposes to amend Section 3435(b) pursuant to the authority vested by Sections 407, 5301, 5302 and 5322 of the FAC.

REFERENCE

The Department proposes this action to implement, interpret and make specific Sections 5301, 5302 and 5322 of the FAC.

CONTACT

The agency officer to whom written comments and inquiries about the initial statement of reasons, proposed actions, location of the rulemaking files, and request for a public hearing may be directed is: Sara Khalid, Department of Food and Agriculture, Plant Health and Pest Prevention Services, 1220 N Street, Room 210, Sacramento, California 95814, (916) 654–1017, FAX (916) 654–1018, E-mail: Sara.Khalid@cdfa.ca.gov. In her absence, you may contact Laura Petro at (916) 654–1017. Questions regarding the substance of the proposed regulation should be directed to Sara Khalid.

INTERNET ACCESS

The Department has posted the information regarding this proposed regulatory action on its Internet website (www.cdfa.ca.gov/plant/Regulations.html).

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The Department has prepared an initial statement of reasons for the proposed actions, has available all the

information upon which its proposal is based, and has available the express terms of the proposed action. A copy of the initial statement of reasons and the proposed regulations in underline and strikeout form may be obtained upon request. The location of the information on which the proposal is based may also be obtained upon request. In addition, when completed, the final statement of reasons will be available upon request. Requests should be directed to the contact named herein.

If the regulations adopted by the Department differ from, but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of adoption. Any person interested may obtain a copy of said regulations prior to the date of adoption by contacting the agency officer (contact) named herein.

TITLE 3. DEPARTMENT OF FOOD AND AGRICULTURE

The Department of Food and Agriculture (Department) amended subsection 3435(b) of the regulations in Title 3 of the California Code of Regulations pertaining to Asian Citrus Psyllid (ACP) Interior Quarantine as an emergency action which was effective on November 12, 2015. The Department proposes to continue the regulation as amended and to complete the amendment process by submission of a Certificate of Compliance no later than May 10, 2016.

This notice is being provided to be in compliance with Government Code Section 11346.4.

PUBLIC HEARING

A public hearing is not scheduled. A public hearing will be held if any interested person, or his or her duly authorized representative, submits a written request for a public hearing to the Department no later than 15 days prior to the close of the written comment period.

WRITTEN COMMENT PERIOD

Any interested person or his or her authorized representative may submit written comments relevant to the proposed amendment to the Department. Comments may be submitted by mail, facsimile (FAX) at 916.654.1018 or by email to Sara.Khalid@cdfa.ca.gov. The written comment period closes at 5:00 p.m. on March 21, 2016. The Department will consider only comments received at the Department offices by that time. Submit comments to:

Sara Khalid
Department of Food and Agriculture
Plant Health and Pest Prevention Services
1220 N Street
Sacramento, CA 95814
Sara.Khalid@cdfa.ca.gov
916.654.1017
916.654.1018 (FAX)

Following the public hearing if one is requested, or following the written comment period if no public hearing is requested, the Department, at its own motion, or at the instance of any interested person, may adopt the proposal substantially as set forth without further notice.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Existing law provides that the Secretary is obligated to investigate the existence of any pest that is not generally distributed within this state and determine the probability of its spread and the feasibility of its control or eradication (FAC 5321).

Existing law also provides that the Secretary may establish, maintain and enforce quarantine, eradication and other such regulations as she deems necessary to protect the agricultural industry from the introduction and spread of pests (FAC Sections 401, 403, 407 and 5322).

Anticipated Benefits from This Regulatory Action

Existing law, FAC Section 403, provides that the department shall prevent the introduction and spread of injurious insect or animal pests, plant diseases, and noxious weeds.

Existing law, FAC Section 407, provides that the Secretary may adopt such regulations as are reasonably necessary to carry out the provisions of this code that she is directed or authorized to administer or enforce.

Existing law, FAC Section 5321, provides that the Secretary is obligated to investigate the existence of any pest that is not generally distributed within this State and determine the probability of its spread, and the feasibility of its control or eradication.

Existing law, FAC Section 5322, provides that the Secretary may establish, maintain, and enforce quarantine, eradication, and such other regulations as are in her opinion necessary to circumscribe and exterminate or prevent the spread of any pest which is described in FAC Section 5321.

The existing law obligates the Secretary to investigate and determine the feasibility of controlling or eradicating pests of limited distribution but establishes discretion with regard to the establishment and maintenance of regulations to achieve this goal This amend-

ment provides the necessary regulatory authority to prevent the artificial spread of a serious insect pest which is a mandated statutory goal.

The amendment of this regulation benefits the citrus industries (nurseries, fruit growers, wholesalers, retailers, exporters) and the environment by having a quarantine program to prevent the artificial spread of ACP over long distances. Almost all of the commercial citrus fruit and nursery stock production is located outside this proposed quarantine boundary area.

The national and international consumers of California citrus benefit by having high-quality fruit available at lower cost. It is assumed that any increases in production costs will ultimately be passed on to the consumer.

The amendment of this regulation benefits homeowners who grow citrus for consumption and host material which is planted as ornamentals in various rural and urban landscapes.

FAC Section 401.5 states, "the department shall seek to protect the general welfare and economy of the state and seek to maintain the economic well-being of agriculturally dependent rural communities in this state." The amendment of this regulation is preventing the artificial spread of ACP to uninfested areas of the State.

Huanglongbing (HLB) is generally distributed in Florida due to ACP being generally distributed there. The University of Florida Institute of Food and Agricultural Sciences Extension calculated and compared the impact of having and not having HLB present in Florida and concluded HLB had a total impact of \$3.64 billion and eliminated seven percent of the total Florida workforce. The overall California economy benefits by the amendment of this regulation which is intended to prevent ACP from becoming generally distributed in California and resulting in a similar effect on our economy as to what happened in Florida. This is now critical as HLB has been introduced into California.

There is no existing, comparable federal regulation or statute regulating the intrastate movement.

The Department considered any other possible related regulations in this area, and we find that these are the only regulations dealing in this subject area, and the only State agency that can implement plant quarantines. As required by Government Code Section 11346.5(a)(3)(D), the Department has conducted an evaluation of this regulation and has determined that it is not inconsistent or incompatible with existing state regulations.

AMENDED TEXT

This regular rulemaking action expanded the quarantine area for ACP in Kern County by approximately 232 square miles. The effect of the amendment of this regu-

lation is to provide authority for the State to perform quarantine activities against ACP within this additional area. The total area which would be under regulation is now approximately 52,459 square miles.

DISCLOSURES REGARDING THE PROPOSED ACTION

The Department has made the following initial determinations:

Mandate on local agencies and school districts: None.

Cost or savings to any state agency: None.

Cost to any local agency or school district which must be reimbursed in accordance with Government Code Sections 17500 through 17630: None and no nondiscretionary costs or savings to local agencies or school districts.

Cost or savings in federal funding to the state: None.

The Department has made an initial determination that there will be no significant, statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

Cost impacts on a representative private person or business: Most businesses will not be affected. There are zero citrus production nurseries in the affected area that will be impacted. There is one retail nursery in the affected area. There are 20 citrus growers in the proposed area. There is no additional cost to growers who take their fruit to a packinghouse inside the current quarantine area. Growers choosing a packinghouse outside the quarantine area have three options: 1. Conduct pre-harvest treatments with an approved pesticide while fruit is still on the trees; 2. Field-clean the fruit to remove leaves and stems during harvest; 3. Send the fruit to a packinghouse within the quarantine area to be cleaned. Pre-harvest treatments cost growers approximately \$60 per acre and the fruit is required to be covered with a tarp while in transit. Tarps range in price from \$2,500-\$3,000 apiece. Field-cleaning the fruit will cost the grower approximately \$150-\$320 per acre depending on the citrus variety. Field-cleaned fruit does not require a tarp for transport and can be moved within or from the quarantined area. Cleaning at a packinghouse within the quarantine area will cost the grower approximately \$300-\$400 per acre, and the fruit must remain within the quarantine area, although the loads do not need to be covered with a tarp. There are zero citrus packinghouses located within this quarantine area.

Based on the preceding above information, it was determined that due to the amendment of Section 3435(b), the agency is not aware of any cost impact on a representative business or private person. For the vast majority of businesses within the regulated area, no additional costs will be incurred.

Small Business Determination

The Department has determined that the proposed regulations may affect small business.

Significant effect on housing costs: None.

Results of the Economic Impact Analysis

Amendment of these regulations will not:

- (1) Create or eliminate jobs within California;
- (2) Create new businesses or eliminate existing businesses within California; or
- (3) Affect the expansion of businesses currently doing business within California.

The Department is not aware of any specific benefits the amendment of this regulation will have on worker safety or the health of California residents. The Department believes the amendment of this regulation benefits the welfare of California residents by protecting the economic health of the entire citrus industry. In 2010 the estimated value was \$2.1 billion for citrus fruit and \$28.5 million for citrus nursery stock without all the upstream buyers and downstream retailers included (*Reference: John Gilstrap of California Citrus Nursery Board for citrus nursery stock value and USDA–National Agricultural Statistics Service 2010 data for citrus fruit*). This is a needed source of revenue for the State’s economic health and this amendment will help protect this source of revenue.

ALTERNATIVES CONSIDERED

The Department must determine that no reasonable alternative it considered to the regulation or that has otherwise been identified and brought to its attention would either be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law than the proposal described in this Notice.

AUTHORITY

The Department proposes to amend Section 3435(b) pursuant to the authority vested by Sections 407, 5301, 5302 and 5322 of the FAC.

REFERENCE

The Department proposes this action to implement, interpret and make specific Sections 5301, 5302 and 5322 of the FAC.

CONTACT

The agency officer to whom written comments and inquiries about the initial statement of reasons, proposed actions, location of the rulemaking files, and request for a public hearing may be directed to is: Sara Khalid, Department of Food and Agriculture, Plant Health and Pest Prevention Services, 1220 N Street, Room 210, Sacramento, California 95814, (916) 654–1017, FAX (916) 654–1018, E-mail: Sara.Khalid@cdfa.ca.gov. In her absence, you may contact Laura Petro at (916) 654–1017. Questions regarding the substance of the proposed regulation should be directed to Sara Khalid.

INTERNET ACCESS

The Department has posted the information regarding this proposed regulatory action on its Internet website (www.cdfa.ca.gov/plant/Regulations.html).

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The Department has prepared an initial statement of reasons for the proposed actions, has available all the information upon which its proposal is based, and has available the express terms of the proposed action. A copy of the initial statement of reasons and the proposed regulations in underline and strikeout form may be obtained upon request. The location of the information on which the proposal is based may also be obtained upon request. In addition, when completed, the final statement of reasons will be available upon request. Requests should be directed to the contact named herein.

If the regulations adopted by the Department differ from, but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of adoption. Any person interested may obtain a copy of said regulations prior to the date of adoption by contacting the agency officer (contact) named herein.

TITLE 3. DEPARTMENT OF FOOD AND AGRICULTURE

The Department of Food and Agriculture (Department) amended subsection 3435(b) of the regulations in Title 3 of the California Code of Regulations pertaining to Asian Citrus Psyllid (ACP) Interior Quarantine as an emergency action which was effective on November 24, 2015. The Department proposes to continue the regulation as amended and to complete the amendment process by submission of a Certificate of Compliance no later than May 23, 2016.

This notice is being provided to be in compliance with Government Code Section 11346.4.

PUBLIC HEARING

A public hearing is not scheduled. A public hearing will be held if any interested person, or his or her duly authorized representative, submits a written request for a public hearing to the Department no later than 15 days prior to the close of the written comment period.

WRITTEN COMMENT PERIOD

Any interested person or his or her authorized representative may submit written comments relevant to the proposed amendment to the Department. Comments may be submitted by mail, facsimile (FAX) at 916.654.1018 or by email to Sara.Khalid@cdfa.ca.gov. The written comment period closes at 5:00 p.m. on March 21, 2016. The Department will consider only comments received at the Department offices by that time. Submit comments to:

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Following the public hearing if one is requested, or following the written comment period if no public hearing is requested, the Department, at its own motion, or at the instance of any interested person, may adopt the proposal substantially as set forth without further notice.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Existing law provides that the Secretary is obligated to investigate the existence of any pest that is not generally distributed within this state and determine the probability of its spread and the feasibility of its control or eradication (FAC 5321).

Existing law also provides that the Secretary may establish, maintain and enforce quarantine, eradication and other such regulations as she deems necessary to protect the agricultural industry from the introduction and spread of pests (FAC Sections 401, 403, 407 and 5322).

Anticipated Benefits from This Regulatory Action

Existing law, FAC Section 403, provides that the department shall prevent the introduction and spread of injurious insect or animal pests, plant diseases, and noxious weeds.

Existing law, FAC Section 407, provides that the Secretary may adopt such regulations as are reasonably necessary to carry out the provisions of this code that she is directed or authorized to administer or enforce.

Existing law, FAC Section 5321, provides that the Secretary is obligated to investigate the existence of any pest that is not generally distributed within this State and determine the probability of its spread, and the feasibility of its control or eradication.

Existing law, FAC Section 5322, provides that the Secretary may establish, maintain, and enforce quarantine, eradication, and such other regulations as are in her opinion necessary to circumscribe and exterminate or prevent the spread of any pest which is described in FAC Section 5321.

The existing law obligates the Secretary to investigate and determine the feasibility of controlling or eradicating pests of limited distribution but establishes discretion with regard to the establishment and maintenance of regulations to achieve this goal. This amendment provides the necessary regulatory authority to prevent the artificial spread of a serious insect pest which is a mandated statutory goal.

The amendment of this regulation benefits the citrus industries (nurseries, fruit growers, wholesalers, retailers, exporters) and the environment by having a quarantine program to prevent the artificial spread of ACP over long distances. Almost all of the commercial citrus fruit and nursery stock production is located outside this proposed quarantine boundary area.

The national and international consumers of California citrus benefit by having high-quality fruit available at lower cost. It is assumed that any increases in production costs will ultimately be passed on to the consumer.

The amendment of this regulation benefits homeowners who grow citrus for consumption and host material which is planted as ornamentals in various rural and urban landscapes.

FAC Section 401.5 states, “the department shall seek to protect the general welfare and economy of the state and seek to maintain the economic well-being of agriculturally dependent rural communities in this state.” The amendment of this regulation is preventing the artificial spread of ACP to uninfested areas of the State.

Huanglongbing (HLB) is generally distributed in Florida due to ACP being generally distributed there. The University of Florida Institute of Food and Agricultural Sciences Extension calculated and compared the impact of having and not having HLB present in Florida

and concluded HLB had a total impact of \$3.64 billion and eliminated seven percent of the total Florida workforce. The overall California economy benefits by the amendment of this regulation which is intended to prevent ACP from becoming generally distributed in California and resulting in a similar effect on our economy as to what happened in Florida. This is now critical as HLB has been introduced into California.

There is no existing, comparable federal regulation or statute regulating the intrastate movement.

The Department considered any other possible related regulations in this area, and we find that these are the only regulations dealing in this subject area, and the only State agency that can implement plant quarantines. As required by Government Code Section 11346.5(a)(3)(D), the Department has conducted an evaluation of this regulation and has determined that it is not inconsistent or incompatible with existing state regulations.

AMENDED TEXT

This regular rulemaking action expanded the quarantine area for ACP in Kern County by approximately 143 square miles. The effect of the amendment of this regulation is to provide authority for the State to perform quarantine activities against ACP within this additional area. The total area which would be under regulation is now approximately 52,767 square miles.

DISCLOSURES REGARDING THE PROPOSED ACTION

The Department has made the following initial determinations:

Mandate on local agencies and school districts: None.

Cost or savings to any state agency: None.

Cost to any local agency or school district which must be reimbursed in accordance with Government Code Sections 17500 through 17630: None and no nondiscretionary costs or savings to local agencies or school districts.

Cost or savings in federal funding to the state: None.

The Department has made an initial determination that there will be no significant, statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

Cost impacts on a representative private person or business: Most businesses will not be affected. There are zero citrus production nurseries in the affected area that will be impacted. There is one retail nursery in the affected area. There are four citrus growers in the pro-

posed area. There is no additional cost to growers who take their fruit to a packinghouse inside the current quarantine area. Growers choosing a packinghouse outside the quarantine area have three options: 1. Conduct pre-harvest treatments with an approved pesticide while fruit is still on the trees; 2. Field-clean the fruit to remove leaves and stems during harvest; 3. Send the fruit to a packinghouse within the quarantine area to be cleaned. Pre-harvest treatments cost growers approximately \$60 per acre and the fruit is required to be covered with a tarp while in transit. Tarps range in price from \$2,500–\$3,000 apiece. Field-cleaning the fruit will cost the grower approximately \$150–\$320 per acre depending on the citrus variety. Field-cleaned fruit does not require a tarp for transport and can be moved within or from the quarantined area. Cleaning at a packinghouse within the quarantine area will cost the grower approximately \$300–\$400 per acre, and the fruit must remain within the quarantine area, although the loads do not need to be covered with a tarp. There are zero citrus packinghouses located within this quarantine area.

Based on the preceding above information, it was determined that due to the amendment of Section 3435(b), the agency is not aware of any cost impact on a representative business or private person. For the vast majority of businesses within the regulated area, no additional costs will be incurred.

Small Business Determination

The Department has determined that the proposed regulations may affect small business.

Significant effect on housing costs: None.

Results of the Economic Impact Analysis

Amendment of these regulations will not:

- (1) Create or eliminate jobs within California;
- (2) Create new businesses or eliminate existing businesses within California; or
- (3) Affect the expansion of businesses currently doing business within California.

The Department is not aware of any specific benefits the amendment of this regulation will have on worker safety or the health of California residents. The Department believes the amendment of this regulation benefits the welfare of California residents by protecting the economic health of the entire citrus industry. In 2010 the estimated value was \$2.1 billion for citrus fruit and \$28.5 million for citrus nursery stock without all the upstream buyers and downstream retailers included (*Reference: John Gilstrap of California Citrus Nursery Board for citrus nursery stock value and USDA–National Agricultural Statistics Service 2010 data for citrus fruit*). This is a needed source of revenue for the State's economic health and this amendment will help protect this source of revenue.

ALTERNATIVES CONSIDERED

The Department must determine that no reasonable alternative it considered to the regulation or that has otherwise been identified and brought to its attention would either be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law than the proposal described in this Notice.

AUTHORITY

The Department proposes to amend Section 3435(b) pursuant to the authority vested by Sections 407, 5301, 5302 and 5322 of the FAC.

REFERENCE

The Department proposes this action to implement, interpret and make specific Sections 5301, 5302 and 5322 of the FAC.

CONTACT

The agency officer to whom written comments and inquiries about the initial statement of reasons, proposed actions, location of the rulemaking files, and request for a public hearing may be directed is: Sara Khalid, Department of Food and Agriculture, Plant Health and Pest Prevention Services, 1220 N Street, Room 210, Sacramento, California 95814, (916) 654-1017, FAX (916) 654-1018, E-mail: Sara.Khalid@cdfa.ca.gov. In her absence, you may contact Laura Petro at (916) 654-1017. Questions regarding the substance of the proposed regulation should be directed to Sara Khalid.

INTERNET ACCESS

The Department has posted the information regarding this proposed regulatory action on its Internet website (www.cdfa.ca.gov/plant/Regulations.html).

**AVAILABILITY OF STATEMENT OF REASONS
AND TEXT OF PROPOSED REGULATIONS**

The Department has prepared an initial statement of reasons for the proposed actions, has available all the information upon which its proposal is based, and has available the express terms of the proposed action. A copy of the initial statement of reasons and the proposed regulations in underline and strikeout form may be obtained upon request. The location of the information on which the proposal is based may also be obtained upon request. In addition, when completed, the final statement of reasons will be available upon request. Requests should be directed to the contact named herein.

If the regulations adopted by the Department differ from, but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of adoption. Any person interested may obtain a copy of said regulations prior to the date of adoption by contacting the agency officer (contact) named herein.

**TITLE 3. DEPARTMENT OF FOOD
AND AGRICULTURE**

The Department of Food and Agriculture (Department) amended subsection 3435(b) of the regulations in Title 3 of the California Code of Regulations pertaining to Asian Citrus Psyllid (ACP) Interior Quarantine as an emergency action which was effective on November 24, 2015. The Department proposes to continue the regulation as amended and to complete the amendment process by submission of a Certificate of Compliance no later than May 23, 2016.

This notice is being provided to be in compliance with Government Code Section 11346.4.

PUBLIC HEARING

A public hearing is not scheduled. A public hearing will be held if any interested person, or his or her duly authorized representative, submits a written request for a public hearing to the Department no later than 15 days prior to the close of the written comment period.

WRITTEN COMMENT PERIOD

Any interested person or his or her authorized representative may submit written comments relevant to the proposed amendment to the Department. Comments may be submitted by mail, facsimile (FAX) at 916.654.1018 or by email to Sara.Khalid@cdfa.ca.gov.

The written comment period closes at 5:00 p.m. on March 21, 2016. The Department will consider only comments received at the Department offices by that time. Submit comments to:

Sara Khalid
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Following the public hearing if one is requested, or following the written comment period if no public hearing is requested, the Department, at its own motion, or at the instance of any interested person, may adopt the proposal substantially as set forth without further notice.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Existing law provides that the Secretary is obligated to investigate the existence of any pest that is not generally distributed within this state and determine the probability of its spread and the feasibility of its control or eradication (FAC 5321).

Existing law also provides that the Secretary may establish, maintain and enforce quarantine, eradication and other such regulations as she deems necessary to protect the agricultural industry from the introduction and spread of pests (FAC Sections 401, 403, 407 and 5322).

Anticipated Benefits from This Regulatory Action

Existing law, FAC Section 403, provides that the department shall prevent the introduction and spread of injurious insect or animal pests, plant diseases, and noxious weeds.

Existing law, FAC Section 407, provides that the Secretary may adopt such regulations as are reasonably necessary to carry out the provisions of this code that she is directed or authorized to administer or enforce.

Existing law, FAC Section 5321, provides that the Secretary is obligated to investigate the existence of any pest that is not generally distributed within this State and determine the probability of its spread, and the feasibility of its control or eradication.

Existing law, FAC Section 5322, provides that the Secretary may establish, maintain, and enforce quarantine, eradication, and such other regulations as are in her opinion necessary to circumscribe and exterminate or

prevent the spread of any pest which is described in FAC Section 5321.

The existing law obligates the Secretary to investigate and determine the feasibility of controlling or eradicating pests of limited distribution but establishes discretion with regard to the establishment and maintenance of regulations to achieve this goal. This amendment provides the necessary regulatory authority to prevent the artificial spread of a serious insect pest which is a mandated statutory goal.

The amendment of this regulation benefits the citrus industries (nurseries, fruit growers, wholesalers, retailers, exporters) and the environment by having a quarantine program to prevent the artificial spread of ACP over long distances. Almost all of the commercial citrus fruit and nursery stock production is located outside this proposed quarantine boundary area.

The national and international consumers of California citrus benefit by having high-quality fruit available at lower cost. It is assumed that any increases in production costs will ultimately be passed on to the consumer.

The amendment of this regulation benefits homeowners who grow citrus for consumption and host material which is planted as ornamentals in various rural and urban landscapes.

FAC Section 401.5 states, "the department shall seek to protect the general welfare and economy of the state and seek to maintain the economic well-being of agriculturally dependent rural communities in this state." The amendment of this regulation is preventing the artificial spread of ACP to uninfested areas of the State.

Huanglongbing (HLB) is generally distributed in Florida due to ACP being generally distributed there. The University of Florida Institute of Food and Agricultural Sciences Extension calculated and compared the impact of having and not having HLB present in Florida and concluded HLB had a total impact of \$3.64 billion and eliminated seven percent of the total Florida workforce. The overall California economy benefits by the amendment of this regulation which is intended to prevent ACP from becoming generally distributed in California and resulting in a similar effect on our economy as to what happened in Florida. This is now critical as HLB has been introduced into California.

There is no existing, comparable federal regulation or statute regulating the intrastate movement.

The Department considered any other possible related regulations in this area, and we find that these are the only regulations dealing in this subject area, and the only State agency that can implement plant quarantines. As required by Government Code Section 11346.5(a)(3)(D), the Department has conducted an evaluation of this regulation and has determined that it

is not inconsistent or incompatible with existing state regulations.

AMENDED TEXT

This regular rulemaking action expanded the quarantine area for ACP in San Mateo and San Francisco counties by approximately 64 square miles. The effect of the amendment of this regulation is to provide authority for the State to perform quarantine activities against ACP within this additional area. The total area which would be under regulation is now approximately 52,624 square miles.

DISCLOSURES REGARDING THE PROPOSED ACTION

The Department has made the following initial determinations:

Mandate on local agencies and school districts: None.
Cost or savings to any state agency: None.

Cost to any local agency or school district which must be reimbursed in accordance with Government Code Sections 17500 through 17630: None and no nondiscretionary costs or savings to local agencies or school districts.

Cost or savings in federal funding to the state: None.

The Department has made an initial determination that there will be no significant, statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

Cost impacts on a representative private person or business: Most businesses will not be affected. There are two citrus production nurseries in the affected area that will be impacted. There are nine retail nurseries in the affected area. There are zero citrus growers in the proposed area. There is no additional cost to growers who take their fruit to a packinghouse inside the current quarantine area. Growers choosing a packinghouse outside the quarantine area have three options: 1. Conduct pre-harvest treatments with an approved pesticide while fruit is still on the trees; 2. Field-clean the fruit to remove leaves and stems during harvest; 3. Send the fruit to a packinghouse within the quarantine area to be cleaned. Pre-harvest treatments cost growers approximately \$60 per acre and the fruit is required to be covered with a tarp while in transit. Tarps range in price from \$2,500–\$3,000 apiece. Field-cleaning the fruit will cost the grower approximately \$150–\$320 per acre depending on the citrus variety. Field-cleaned fruit does not require a tarp for transport and can be moved within or from the quarantined area. Cleaning at a packinghouse within the quarantine area will cost the grower

approximately \$300–\$400 per acre, and the fruit must remain within the quarantine area, although the loads do not need to be covered with a tarp. There are zero citrus packinghouses located within this quarantine area.

Based on the preceding above information, it was determined that due to the amendment of Section 3435(b), the agency is not aware of any cost impact on a representative business or private person. For the vast majority of businesses within the regulated area, no additional costs will be incurred.

Small Business Determination

The Department has determined that the proposed regulations may affect small business.

Significant effect on housing costs: None.

Results of the Economic Impact Analysis

Amendment of these regulations will not:

- (1) Create or eliminate jobs within California;
- (2) Create new businesses or eliminate existing businesses within California; or
- (3) Affect the expansion of businesses currently doing business within California.

The Department is not aware of any specific benefits the amendment of this regulation will have on worker safety or the health of California residents. The Department believes the amendment of this regulation benefits the welfare of California residents by protecting the economic health of the entire citrus industry. In 2010 the estimated value was \$2.1 billion for citrus fruit and \$28.5 million for citrus nursery stock without all the upstream buyers and downstream retailers included (*Reference: John Gilstrap of California Citrus Nursery Board for citrus nursery stock value and USDA–National Agricultural Statistics Service 2010 data for citrus fruit*). This is a needed source of revenue for the State's economic health and this amendment will help protect this source of revenue.

ALTERNATIVES CONSIDERED

The Department must determine that no reasonable alternative it considered to the regulation or that has otherwise been identified and brought to its attention would either be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law than the proposal described in this Notice.

AUTHORITY

The Department proposes to amend Section 3435(b) pursuant to the authority vested by Sections 407, 5301, 5302 and 5322 of the FAC.

REFERENCE

The Department proposes this action to implement, interpret and make specific Sections 5301, 5302 and 5322 of the FAC.

CONTACT

The agency officer to whom written comments and inquiries about the initial statement of reasons, proposed actions, location of the rulemaking files, and request for a public hearing may be directed is: Sara Khalid, Department of Food and Agriculture, Plant Health and Pest Prevention Services, 1220 N Street, Room 210, Sacramento, California 95814, (916) 654-1017, FAX (916) 654-1018, E-mail: Sara.Khalid@cdfa.ca.gov. In her absence, you may contact Laura Petro at (916) 654-1017. Questions regarding the substance of the proposed regulation should be directed to Sara Khalid.

INTERNET ACCESS

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AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The Department has prepared an initial statement of reasons for the proposed actions, has available all the information upon which its proposal is based, and has available the express terms of the proposed action. A copy of the initial statement of reasons and the proposed regulations in underline and strikeout form may be obtained upon request. The location of the information on which the proposal is based may also be obtained upon request. In addition, when completed, the final statement of reasons will be available upon request. Requests should be directed to the contact named herein.

If the regulations adopted by the Department differ from, but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of adoption. Any person interested may obtain a copy of said regulations prior to the date of adoption by contacting the agency officer (contact) named herein.

TITLE 14. DEPARTMENT OF CONSERVATION

NOTICE OF INTENTION TO AMEND THE CONFLICT-OF-INTEREST CODE OF THE DEPARTMENT OF CONSERVATION

NOTICE IS HEREBY GIVEN that the California Department of Conservation (Department), pursuant to the authority vested in it by section 87306 of the Government Code, proposes amendment to its Conflict-of-Interest Code. All inquiries should be directed to the contact listed below.

The Department of Conservation proposes to amend its Conflict-of-Interest Code to include employee positions that involve the making or participation in the making of decisions that may foreseeably have a material effect on any financial interest, as set forth in subdivision (a) of section 87302 of the Government Code. The amendment carries out the purposes of the law and no other alternative would do so and be less burdensome to affected persons.

Changes to the Department's Conflict-of-Interest Code include the addition of two positions in the executive office, one position in the legal office, one position in the Division of Land Resource Protection, four positions in business services, and two positions in the Division of Oil, Gas, and Geothermal Resources. Additional changes include the removal of positions that are no longer being utilized, and other technical changes to maintain consistency with the Department's current organizational structure.

Information on the code amendment is available on the agency's intranet site (see <http://docinsider/Pages/DOCInsiderHome.aspx>). Available information includes a document showing the proposed amendments in underline/strikethrough, as well as written explanation of the reasons for the proposed amendments. Additional information upon which the amendments are based is available upon request.

Any interested person may submit written comments relating to the proposed amendments by submitting them no later than **March 28, 2016**, or at the conclusion of the public hearing, if requested, whichever comes later. At this time, no public hearing is scheduled. A person may request a hearing no later than March 14, 2016.

The Department has determined that the proposed amendments:

1. Impose no mandate on local agencies or school districts.
2. Impose no costs or savings on any state agency.
3. Impose no costs on any local agency or school district that are required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

4. Will not result in any nondiscretionary costs or savings to local agencies.
5. Will not result in any costs or savings in federal funding to the state.
6. Will not have any potential cost impact on private persons, businesses or small businesses.

Any written comments concerning this proposed amendment should be directed to:

Department of Conservation — Human Resources Office
801 K Street, MS 22-13
Sacramento, CA 95814
Attn: Andrea Derich
(alternatively): andrea.derich@conservation.ca.gov

All other inquiries should be directed to Andrea Derich, Human Resources Office, (916) 322-0238, andrea.derich@conservation.ca.gov, or Graham St. Michel, Department of Conservation Staff Counsel, (916) 445-0591, graham.stmichel@conservation.ca.gov.

GENERAL PUBLIC INTEREST

DEPARTMENT OF FISH AND WILDLIFE

PROPOSED RESEARCH ON FULLY PROTECTED SPECIES Research on Yuma Clapper Rail

The Department of Fish and Wildlife (Department) received a proposal on October 27, 2015 from Dr. Courtney J. Conway, on behalf of U.S. Geological Survey, Idaho Cooperative Fish and Wildlife Research Unit, Moscow, Idaho, requesting authorization to take Yuma Ridgway's rail (*Rallus obsoletus yumanensis*), formerly Yuma clapper rail ('rail'), Fully Protected bird, for scientific research purposes, consistent with conservation and recovery of the species. The rail is listed as Endangered under the California Endangered Species Act and Endangered under the federal Endangered Species Act.

Dr. Conway is planning to trap and attach radio transmitters on up to 20 individual rails, using standard capture techniques, to study their movements and dispersal patterns. Rails will also be measured, weighed, and banded. Sample size may be increased if necessary, as approved by the Department. Surveys for the rail may occur throughout their range in California, in accordance with a standard protocol approved by the Depart-

ment and the U.S. Fish and Wildlife Service (Service). Surveys consist of searching for vocalizing individuals of the rail, and employing broadcasts of recorded, species-specific vocalizations to determine distribution and status of local populations. Dr. Conway and any others deemed qualified for this purpose would collect data by interpreting calls received from marsh birds responding to the tape and by observing individual rails. If any rails are found dead, they will be salvaged and donated to a scientific institution open to the public, as designated by the Department and the Service. No adverse effects on individual rails or rail populations are expected.

The Department intends to issue, under specified conditions, a Memorandum of Understanding (MOU) that would authorize qualified professional wildlife researchers, with Dr. Conway as the Principal Investigator, to carry out the proposed activities. The applicants are also required to have a valid federal recovery permit for the rail, and a scientific collecting permit (SCP) to incidentally take other bird species in California.

Pursuant to California Fish and Game Code (FGC) Section 3511(a)(1), the Department may authorize take of Fully Protected bird species after 30 days' notice has been provided to affected and interested parties through publication of this notice. If the Department determines that the proposed research is consistent with the requirements of FGC Section 3511 for take of Fully Protected birds, it would issue the authorization on or after March 5, 2016, for an initial and renewable term of up to, but not to exceed four years. Contact: Esther Burkett, Esther.Burkett@wildlife.ca.gov, 916-531-1594.

SUMMARY OF REGULATORY ACTIONS

REGULATIONS FILED WITH SECRETARY OF STATE

This Summary of Regulatory Actions lists regulations filed with the Secretary of State on the dates indicated. Copies of the regulations may be obtained by contacting the agency or from the Secretary of State, Archives, 1020 O Street, Sacramento, CA 95814, (916) 653-7715. Please have the agency name and the date filed (see below) when making a request.

File# 2015-1211-02

AIR RESOURCES BOARD

Definition of Minor Violation and Guidelines for Notice to Comply

Pursuant to section 100, subdivision (a)(2), of title 1 of the California Code of Regulations (CCR), this change without regulatory effect repeals subchapter

1.25 of chapter 1 of division 3 of title 17 of the CCR. The regulations in this subchapter classified minor violations and outlined a process for issuing notices of these violations. Air Resources Board's rulemaking authority to adopt this subchapter was repealed by Senate Bill 1191 on January 1, 2006.

Title 17
 REPEAL: 60090, 60091, 60092, 60093, 60094
 Filed 01/25/2016
 Agency Contact: Trini Balcazar (916) 445-9564

File# 2015-1218-02
**BOARD FOR PROFESSIONAL ENGINEERS,
 LAND SURVEYORS AND GEOLOGISTS**
 Publication of "Changes Without Regulatory Effect"

Summary of Rulemaking — The Board of Professional Engineers, Land Surveyors, and Geologists amends sections 420.1 and 3021.1 as a change without regulatory effect. The amendments remove references to Business and Professions Code sections 6760, 7848 and 7848.1 within the regulation text due to Senate Bill 152 (SB 152; Stats. 2013, c. 178, effective 1/1/2014) repealing those code sections. SB 152 deletes the provisions that allowed for a temporary authorization to practice as an engineer, a geologist or geophysicist.

Title 16
 AMEND: 420.1, 3021.1
 Filed 01/25/2016
 Agency Contact: Kara Williams (916) 263-5438

File# 2015-1215-01
BOARD OF PHARMACY
 Naloxone Hydrochloride

The Board of Pharmacy submitted this timely certificate of compliance action to make permanent the adoption of title 16, California Code of Regulations, section 1746.3 in OAL file nos. 2015-0409-03EFP and 2015-0922-01EE. As authorized by Business and Professions Code section 4052.01, section 1746.3 provides the protocol for pharmacists to furnish naloxone hydrochloride to the public without a prescription. Naloxone hydrochloride is an opioid antagonist that reverses the effects of opioid medications and drugs, including oxycodone, oxymorphone, Vicodin, Percocet, methadone, and heroin. Increasing public access to naloxone hydrochloride will prevent drug overdose deaths, which is currently the leading cause of accidental deaths in California.

Title 16
 ADOPT: 1746.3
 Filed 01/27/2016
 Effective 01/27/2016
 Agency Contact: Lori Martinez (916) 574-7917

File# 2015-1215-03
BOARD OF PHARMACY
 Nicotine Replacement Products

This rulemaking by the Board of Pharmacy ("BOP") adopts section 1746.2 in Title 16 of the California Code of Regulations which establishes a protocol for pharmacists to furnish nicotine replacement products without a doctor's prescription. This rulemaking implements Senate Bill 493.

Title 16
 ADOPT: 1746.2
 Filed 01/25/2016
 Effective 01/25/2016
 Agency Contact: Lori Martinez (916) 574-7917

File# 2015-1210-02
CALIFORNIA HIGHWAY PATROL
 Fire Extinguishers

In this regular rulemaking, the California Highway Patrol ("CHP") is amending sections 1162.1 and 1242 in title 13 of the California Code of Regulations. The changes to Sections 1162.1 and 1242 are necessary to incorporate the current federal fire extinguisher regulations and create consistency between state and federal regulations.

Title 13
 AMEND: 1162.1, 1242
 Filed 01/25/2016
 Effective 04/01/2016
 Agency Contact: Kristi McNabb (916) 843-3416

File# 2015-1210-03
CALIFORNIA HIGHWAY PATROL
 CVSA NAS Out-of-Service Criteria

This rulemaking action incorporates by reference, in section 1239 of Title 13 of the California Code of Regulations, the April 1, 2015 edition of the Commercial Vehicle Safety Alliance North American Standard Out-of-Service Criteria, except for the Skill Performance Evaluation Certificate in Part I, but including the Strategic Plan and the Appendix.

Title 13
 AMEND: 1239
 Filed 01/26/2016
 Effective 01/26/2016
 Agency Contact: Kristi McNabb (916) 843-3416

File# 2016-0119-01
CALIFORNIA HORSE RACING BOARD
 Presence of Clenbuterol in Quarter Horses

In this emergency re-adopt, the regulations require quarter horses that are prescribed clenbuterol to be placed on the Veterinarian's List for veterinary treat-

ment. The regulations also establish reporting requirements for clenbuterol use on quarter horses.

Title 4

ADOPT: 1866.1 AMEND: 1844

Filed 01/26/2016

Effective 01/26/2016

Agency Contact: Philip Laird (916) 263-6025

File# 2015-1208-01

CALIFORNIA INSTITUTE FOR REGENERATIVE MEDICINE

Conflict-of-Interest Requirements

The California Institute for Regenerative Medicine (CIRM) was established in 2005 pursuant to the passage of Prop 71, the CA Stem Cell Research and Cures Initiative (ACT). Prop 71 provides \$3 billion in funding for stem cell research and research facilities through grants and loans. The Independent Citizens' Oversight Committee (ICOC) is the governing board of CIRM which must promulgate the standards and regulations governing CIRM. To help in this task, the Act created three working groups, called Grants Review, Facilities, and Medical and Ethical Standards, which draw on outside experts for advice. This regulatory action amends the conflict of interest requirements for members of these advisory bodies.

Title 17

AMEND: 100003

Filed 01/21/2016

Effective 04/01/2016

Agency Contact: C. Scott Tocher (415) 396-9136

File# 2016-0114-03

CALIFORNIA SCHOOL FINANCE AUTHORITY

California School Facility Grant Program

This is the second readoption by the California School Finance Authority (Authority) of emergency action no. 2015-0417-01E (first readopted in emergency action no. 2015-1015-03EE), which implements regulations to govern administration of the Charter School Facility Grant Program, under which the Authority administers approximately \$112,000,000 in general fund assistance to charter schools for facilities rent and lease costs.

Title 4

AMEND: 10170.2, 10170.3, 10170.4, 10170.5, 10170.6, 10170.7, 10170.8, 10170.9, 10170.10, 10170.11

Filed 01/25/2016

Effective 01/25/2016

Agency Contact: Katrina Johantgen (213) 620-2305

File# 2016-0121-06

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

Peace Officer Background Investigation — Education Verification

The Commission on Peace Officer Standards and Training submitted this action pursuant to title 1, California Code of Regulations, section 100 to make changes without regulatory effect to title 11, California Code of Regulations, section 1953(e)(5)(A)2. and 4. The changes give effect to changes in Government Code section 1031(e) that were made in AB 795 (Stats. 2015, ch. 499) and that govern minimum education requirements for peace officers. AB 795 added other high school equivalency tests approved by the State Department of Education that indicates high school graduation level to the existing minimum education requirement of having passed the General Education Development (GED) test. The amendment to title 11, California Code of Regulations, section 1953(e)(5)(A)2. corresponds with this amendment made by AB 795 to Government Code section 1031(e). Two other changes without regulatory effect for title 11, California Code of Regulations, section 1953(e)(5)(A)4. reflect changes made to minimum peace officer education requirements by AB 795: adding language stating "required by this subdivision" and changing the name of an accreditation agency from the Commission on International and Trans-Regional Accreditation (CITA) to AdvancED.

Title 11

AMEND: 1953(e)(5)

Filed 01/27/2016

Agency Contact: Patti Kaida (916) 227-4847

File# 2016-0115-01

DEPARTMENT OF CONSERVATION

Aquifer Exemption Compliance Schedule Regulations

This emergency readopt action by the Department of Conservation (DOC) readopts sections 1760.1 and 1779.1 in title 14 of the California Code of Regulations to provide an aquifer exemption compliance schedule for the oil and gas industry. This rulemaking action establishes deadlines for the oil and gas industry to obtain aquifer exemptions in an effort to bring California's Class II Underground Injection Control program into compliance with the federal Safe Drinking Water Act.

Title 14

ADOPT: 1760.1, 1779.1

Filed 01/21/2016

Effective 01/21/2016

Agency Contact: Justin Turner (916) 322-2405

File# 2015-1207-04

DEPARTMENT OF FOOD AND AGRICULTURE
Asian Citrus Psyllid Interior Quarantine

The Department of Food and Agriculture submitted this timely certificate of compliance to make permanent the emergency regulation amended in OAL file no. 2015-0623-01E. The emergency rulemaking action amended section 3435(b) in title 3 of the California Code of Regulations, to expand the quarantine area for the Asian Citrus Psyllid (ACP) *Diaphorina citri* by approximately 13 square miles in the San Jose area of Santa Clara County and into Alameda County.

Title 3

AMEND: 3435(b)

Filed 01/20/2016

Effective 01/20/2016

Agency Contact: Sara Khalid (916) 403-6625

File# 2015-1218-04

DEPARTMENT OF FOOD AND AGRICULTURE
Asian Citrus Psyllid Interior Quarantine

This Certificate of Compliance by the Department of Food and Agriculture (the "Department") makes permanent the prior emergency rulemaking action (OAL File No. 2015-0702-01E) that expanded the quarantine area for the Asian Citrus Psyllid ("ACP") *Diaphorina citri* by approximately 125 total square miles in the San Luis Obispo and Santa Maria areas in San Luis Obispo County and in an unincorporated area near Reedley in Fresno County. This amendment provides authority for the state to perform quarantine activities against ACP within this additional area.

Title 3

AMEND: 3435(b)

Filed 01/21/2016

Effective 01/21/2016

Agency Contact: Sara Khalid (916) 403-6625

File# 2016-0115-03

OFFICE OF SPILL PREVENTION AND RESPONSE
Oil Spill Prevention and Administration Fund Fee

The Office of Spill Prevention and Response (OSPR) submitted this emergency file and print action to read-opt the changes adopted in OAL File No. 2014-1013-04EFP and 2015-1027-01EFP, which amended sections 870.15, 870.17, 870.19, and 870.21 of title 14 of the California Code of Regulations to implement changes to the statewide oil spill prevention and response program fee pursuant to Senate Bill 861 (Stats. 2014, ch. 931). This is a statutorily deemed emergency and exempt from review by the Office of Administrative Law, pursuant to Government Code section 8670.7.5.

Title 14

AMEND: 870.15, 870.17, 870.19, 870.21

Filed 01/25/2016

Effective 01/25/2016

Agency Contact: Joy Lavin-Jones (916) 327-0910

**CCR CHANGES FILED
WITH THE SECRETARY OF STATE
WITHIN August 26, 2015 TO
January 27, 2016**

All regulatory actions filed by OAL during this period are listed below by California Code of Regulations titles, then by date filed with the Secretary of State, with the Manual of Policies and Procedures changes adopted by the Department of Social Services listed last. For further information on a particular file, contact the person listed in the Summary of Regulatory Actions section of the Notice Register published on the first Friday more than nine days after the date filed.

Title 2

01/14/16	AMEND: 18944.1
01/14/16	AMEND: 18996
01/06/16	AMEND: 48000
12/30/15	AMEND: 53900
12/23/15	AMEND: 1859.2, 1859.107, 1859.164.2, 1859.195, 1859.198
12/23/15	AMEND: 1859.70.4, 1859.93, 1859.93.1, 1859.190
12/22/15	AMEND: 51000
12/21/15	AMEND: 58200
12/21/15	AMEND: 59100
12/21/15	AMEND: 1859.76
12/15/15	ADOPT: 18360 AMEND: 18362 REPEAL: 18360
12/15/15	AMEND: 57500
12/15/15	REPEAL: 18413
12/14/15	ADOPT: 5.1, 5.2, 90, 248, 548.2, 548.5 REPEAL: 548.77
12/09/15	ADOPT: 11023 AMEND: 11005.1 (renumbered to 10500), 11006, 11008, 11009, 11019, 11023 (renumbered to 11024), 11028, 11029, 11030, 11031, 11034, 11035, 11036, 11039, 11040, 11041, 11042, 11043, 11044, 11045, 11046, 11047, 11049, 11050, 11051, 11059, 11060, 11062, 11064, 11065, 11066, 11067, 11068, 11070, 11071, 11075, 11100, 11101, 11103, 11104, 11105, 11111, 11113, 11114, 11121, 11122, 11123, 11128, 11131, 11132, 11133 (renumbered to 10250), 11134 (renumbered to 10251), 11135 (renumbered to 10252), 11136

	(renumbered to 10253), 11137	01/05/16	AMEND: 3435(b)
	(renumbered to 10254), 11138	12/30/15	AMEND: 3435(b)
	(renumbered to 10255), 11139	12/23/15	ADOPT: 3441
	(renumbered to 10256), 11140	12/21/15	AMEND: 3435(b)
	(renumbered to 10257), 11141	12/16/15	AMEND: 3435(b)
	(renumbered to 10258) REPEAL: 11024	12/15/15	AMEND: 3435(b)
12/08/15	ADOPT: 59790	12/14/15	AMEND: 3435
12/03/15	REPEAL: 28010	12/07/15	AMEND: 3435(b)
12/02/15	ADOPT: 25, 26	12/02/15	AMEND: 6170.5, 6723, 6724, 6761
12/02/15	ADOPT: 11, 12, 12.1, 155, 156, 157, 158, 159 AMEND: 547.52	11/24/15	AMEND: 3435(b)
11/19/15	ADOPT: 59550	11/24/15	AMEND: 3435(b)
11/09/15	AMEND: 18225.7 REPEAL: 18550.1	11/18/15	AMEND: 6260, 6262, 6264, 6266
11/04/15	AMEND: 37000	11/13/15	AMEND: 3435(b)
11/03/15	AMEND: 1859.2, 1859.71.4, 1859.78.1, 1859.79.2, 1859.82, 1859.83, 1859.125, 1859.125.1, 1859.145, 1859.163.1, 1859.163.5, 1859.167.2, 1859.193	11/12/15	AMEND: 3435(b)
10/28/15	AMEND: 52400	11/09/15	AMEND: 1358.4
10/19/15	AMEND: 18422	11/04/15	AMEND: 6000, 6188, 6742, 6746, 6793
10/19/15	AMEND: 18422.5	10/29/15	AMEND: 3435(b)
10/12/15	AMEND: 599.500	10/22/15	ADOPT: 1280.11 AMEND: 1280, 1280.1, 1280.7, 1280.8
09/24/15	AMEND: 1181.1, 1181.2, 1181.3, 1181.4, 1181.6, 1181.7, 1181.8, 1181.9, 1181.10, 1181.11, 1181.12, 1181.13, 1182.1, 1182.2, 1182.3, 1182.4, 1182.5, 1182.6, 1182.7, 1182.8, 1182.10, 1182.12, 1182.13, 1183.1, 1183.2, 1183.4, 1183.5, 1183.7, 1183.8, 1183.9, 1183.11, 1183.12, 1183.13, 1183.14, 1183.15, 1183.16, 1183.17, 1183.18, 1184.1, 1185.1, 1185.2, 1185.3, 1185.4, 1185.5, 1185.6, 1185.7, 1185.8, 1185.9, 1186.1, 1186.2, 1186.3, 1186.4, 1186.5, 1186.6, 1186.7, 1187.1, 1187.2, 1187.3, 1187.4, 1187.5, 1187.6, 1187.7, 1187.8, 1187.9, 1187.10, 1187.11, 1187.12, 1187.13, 1187.14, 1187.15, 1188.1, 1188.2, 1190.1, 1190.2, 1190.3, 1190.4, 1190.5	09/30/15	AMEND: 3435(b)
09/21/15	AMEND: 35101	09/30/15	AMEND: 1380.19, 1430.10, 1430.12, 1430.14, 1430.26, 1430.27, 1430.45
09/16/15	AMEND: 54100	09/16/15	AMEND: 3435(b)
09/14/15	AMEND: 55200	08/27/15	AMEND: 3435
09/10/15	AMEND: 60000, 60010, 60510, 60550, 60560	08/26/15	AMEND: 6502
09/09/15	ADOPT: 59750	Title 4	
09/08/15	AMEND: 560	01/26/16	ADOPT: 1866.1 AMEND: 1844
Title 3		01/25/16	AMEND: 10170.2, 10170.3, 10170.4, 10170.5, 10170.6, 10170.7, 10170.8, 10170.9, 10170.10, 10170.11
01/27/16	ADOPT: 3591.26	01/04/16	AMEND: 130
01/21/16	AMEND: 3435(b)	12/29/15	AMEND: 1887
01/20/16	AMEND: 3435(b)	12/24/15	AMEND: 10302, 10315, 10317, 10320, 10322, 10325, 10326, 10327, 10328, 10337
01/14/16	AMEND: 3435(b)	12/10/15	AMEND: 1632
01/06/16	AMEND: 3435(b)	12/03/15	ADOPT: 10091.1, 10091.2, 10091.3, 10091.4, 10091.5, 10091.6, 10091.7, 10091.8, 10091.9, 10091.10, 10091.11, 10091.12, 10091.13, 10091.14, 10091.15
		11/30/15	ADOPT: 7125.1 AMEND: 7113, 7116, 7118, 7119, 7125, 7127
		11/17/15	AMEND: 2000
		11/09/15	ADOPT: 5258, 5271, 5273 AMEND: 5033, 5052, 5100, 5102 (renumbered to 5101), 5103 (renumbered to 5102), 5104 (renumbered to 5103), 5105 (renumbered to 5104), 5106 (renumbered to 5105), 5107 (renumbered to 5106), 5132, 5170, 5190, 5191, 5192, 5200, 5205, 5210, 5230, 5232, 5250, 5255, 5260, 5267 REPEAL: 5101

11/02/15	ADOPT: 8078.3, 8078.4, 8078.5, 8078.6, 8078.7	10/02/15	AMEND: 10701
10/27/15	AMEND: 8035	08/31/15	AMEND: 881
10/26/15	AMEND: 10170.2, 10170.3, 10170.4, 10170.5, 10170.6, 10170.7, 10170.8, 10170.9, 10170.10, 10170.11	08/26/15	AMEND: 513, 524, 530, 541, 553, 620, 620.1, 1900, 1901, 1904, 1913, 1921
10/05/15	AMEND: 1843.2	Title 10	
09/08/15	ADOPT: 8130, 8131, 8132, 8133, 8134, 8135, 8136, 8137, 8138	01/07/16	ADOPT: 5508, 5509, 5510, 5511, 5512, 5513, 5514, 5515, 5516
09/08/15	ADOPT: 10091.1, 10091.2, 10091.3, 10091.4, 10091.5, 10091.6, 10091.7, 10091.8, 10091.9, 10091.10, 10091.11, 10091.12, 10091.13, 10091.14, 10091.15	12/23/15	ADOPT: 6650, 6652, 6656, 6657, 6658, 6660, 6662, 6664, 6666, 6668, 6670
08/31/15	AMEND: 1844	12/14/15	ADOPT: 6408, 6410, 6450, 6452, 6454, 6470, 6472, 6474, 6476, 6478, 6480, 6482, 6484, 6486, 6490, 6492, 6494, 6496, 6498, 6500, 6502, 6504, 6506, 6508, 6510, 6600, 6602, 6604, 6606, 6608, 6610, 6612, 6614, 6616, 6618, 6620
Title 5		12/04/15	ADOPT: 1422.3, 1950.122.4.2
01/12/16	ADOPT: 27700, 27701, 27702, 27703, 27704, 27705	11/02/15	AMEND: 2498.5
12/14/15	AMEND: 80057.5, 80089, 80089.1, 80089.2	11/02/15	AMEND: 2498.4.9
12/08/15	AMEND: 3030(b)(10)	11/02/15	AMEND: 2498.6
11/23/15	ADOPT: 71105, 71105.5, 71410, 71471, 71775, 71775.5, 74240, 74250, 75140	10/26/15	ADOPT: 2240.15, 2240.16, 2240.6, 2240.7 AMEND: 2240, 2240.1, 2240.4, 2240.5
11/23/15	AMEND: 70000, 71400, 71650, 75150	10/15/15	ADOPT: 5508, 5509, 5510, 5511, 5512, 5513, 5514, 5515, 5516
11/23/15	ADOPT: 851.5, 853.6, 853.8 AMEND: 850, 851, 853, 853.5, 853.7, 855, 857, 858, 859, 860, 861, 862, 862.5, 863, 864	09/17/15	ADOPT: 6408, 6410, 6450, 6452, 6454, 6470, 6472, 6474, 6476, 6478, 6480, 6482, 6484, 6486, 6490, 6492, 6494, 6496, 6498, 6500, 6502, 6504, 6506, 6508, 6510, 6600, 6602, 6604, 6606, 6608, 6610, 6612, 6614, 6616, 6618, 6620, 6622
11/18/15	ADOPT: 80002 AMEND: 80001	Title 11	
11/03/15	AMEND: 1505	01/27/16	AMEND: 1953(e)(5)
10/06/15	AMEND: 80225	12/09/15	AMEND: 1070(c)
10/05/15	AMEND: 19810	12/09/15	AMEND: 1001, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1016, 1018, 1019, 1051, 1054, 1055, 1056, 1057, 1058, 1060, 1070, 1071, 1080, 1081, 1082, 1083, 1084, 1950, 1951, 1952, 1953, 1954, 1955, 1956, 1957, 1958, 1959, 1960
09/10/15	AMEND: 19810	11/23/15	ADOPT: 4250, 4251, 4252, 4253, 4254, 4255, 4256, 4257, 4258, 4259
Title 8		10/27/15	ADOPT: 313, 314, 315, 316, 999.9, 999.9.1, 999.9.2, 999.9.3, 999.9.4, 999.9.5 AMEND: 999.6, 999.7, 999.8
01/06/16	AMEND: 5194(c)	10/20/15	AMEND: 1005, 1007, 1008
12/30/15	ADOPT: 1950, 1951, 1952, 1953, 1954, 1955, 1956, 1957, 1958, 1959, 1960, 1961, 1962	08/31/15	ADOPT: 4250, 4251, 4252, 4253, 4254, 4255, 4256, 4257, 4258, 4259
11/23/15	AMEND: 10133.32	08/26/15	AMEND: 1011
11/05/15	AMEND: 333, 336	Title 12	
10/21/15	AMEND: 15600, 15609	12/02/15	AMEND: 800.1, 803, 804, 809 REPEAL: 808
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